IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.34235 of 2008
MD.SHAKIL
Versus
STATE OF BIHAR
---

2. 10.11.2008 Heard learned counsel for the petitioner and learned counsel for the State.

The petitioner apprehends arrest in a Police case under Sections 406, 420, 120B of the Penal Code.

The submission is that the allegations have been made in an attempt to wriggle out from the status of the guarantor which the complainant has originally accepted. The father of the petitioner who took the loan in the name of the petitioner has been enlarged on anticipatory bail by this Court in Cr. Misc. No. 16348 of 2008.

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This Court finds from the impugned order of rejection that notwithstanding that the Court did notice the grant of anticipatory bail to the co-accused, without any reasons to distinguish the case of the petitioner from the co-accused granted anticipatory bail, the prayer for anticipatory bail has been rejected mechanically.

Perhaps this application for anticipatory bail could have been brought to an end before the court below itself without requiring the petitioner to move the High Court.

Let the petitioner, abovenamed surrender in the court below within a period of four weeks from today, when he shall be enlarged on bail on furnishing bail bonds of Rs. 10,000/-(Rupees

ten thousand) with two sureties of the like amount each to the satisfaction of C.J.M., Saran at Chapra in Sonpur P.S. case No. 163 of 2007, subject to the conditions laid down under Section 438(2) Cr.P.C.

Let a copy of this order be placed before the District & Sessions Judge, Saran at Chapra.

AKS/ **(Navin Sinha, J.)**

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